FOR MYSORE STATE

PUBLIC WORKS (1955) Department.

MS. SERIES.

G.O. No. 1053

Dated 19th March 1955.

Dws/Clerk
21.3.55

[Despatch Abstract.]

December 1954 - Mangalore Port Trust Board - Labour Representative - Nomination.

[redacted]

[redacted]

QUESTION.

SRI K.P. GOPALAN, M.L.A.—

PUBLIC WORKS DEPARTMENT.

*Q.No:807.

Will the Hon. the Minister for Public Works be pleased to state:-

(a) whether it is a fact that the Government propose to nominate a labour representative on the Mangalore Port Trust Board; and

(b) if so, the principle followed by the Government in selecting that labour representative?

Pwm/21.9.

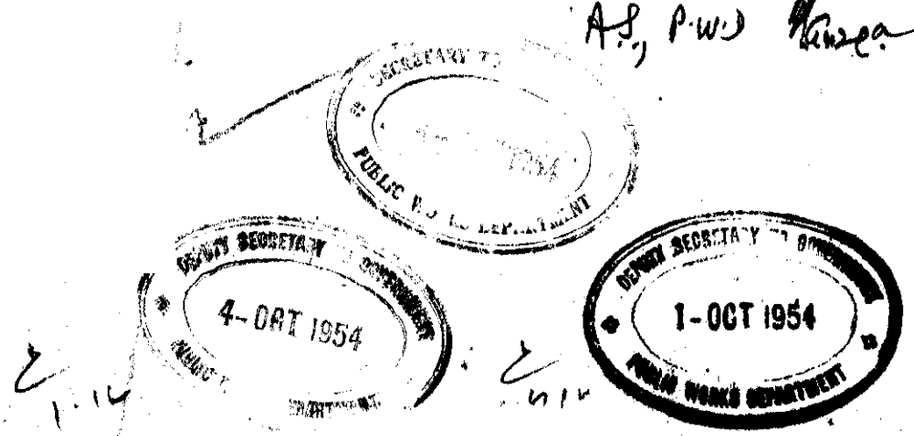
P.W.D. (F.)

Advance copy for information

A.J. chain 30.9.14 M (W)

A.S., P.W.D

1/10



LEGISLATURE (ASSEMBLY) SECRETARIAT.

21--9--54.

STARRED.

SRI K.P. GOPALAN, M.L.A.

PUBLIC WORKS DEPARTMENT.

*Q.NO:387.

Will the Hon. the Minister for Public Works be pleased to state:-

(a) whether it is a fact that the Government propose to nominate a ~~some~~ labour representative on the Mangalore Port Trust Board; and

(b) if so, the principle followed by the Government in selecting that ~~labour~~ representative?

Pvn/21.9.

5

P.W.(F-1).

LEGISLATURE (ASSEMBLY) SECRETARIAT

21-9-1954

SRI K. P. GOPALAN, M.L.A.,

PUBLIC WORKS DEPARTMENT.

Starred Question No.387.

Will the Honourable the Minister for Public Works be pleased to state:-

(a) whether it is a fact that the Govt. propose to nominate a labour representative on the Mangalore Port Trust Board; and

(b) if so, the principle followed by the Govt. in selecting that representative?

Draft Answer.

(a) Yes, Sir; One has already been nominated.

(b) The relative merits of the representatives ~~labour~~ duly elected by the registered trade unions of workers at the port, ~~and the recommendations of the Collector of South Kanara and the Commissioner of Labour.~~

(b) The relative character of the unions to represent the interests of the port workers was carefully considered by Govt.

15.10.54

13/10/54

13.10.54

To the Madras Legislature(Assembly) Sectt. (5 copies).

To the P.A. to M(W) with a note.

To the Public (Elections) Deptt. (2 copies).

Copy for file with copy of note.

Reply before circulation

P.W.D. U.O.No.76483 F/54-1

Dated 20-10-1954.

P.W.(F-1).

LEGISLATURE (ASSEMBLY) SECRETARIAT

21-9-1954.

SRI K.P. GOPALAN,M.L.A.,

PUBLIC WORKS DEPARTMENT.

Starred Question No.387.

Draft Answer.

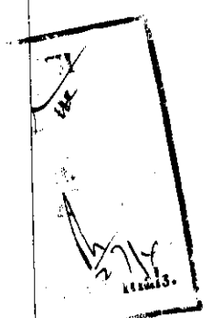
Will the Honourable the Minister for Public Works be pleased to state:-

(a) whether it is a fact that the Government propose to nominate a labour representative on the Mangalore Port Trust Board; and

(a) Yes, Sir, one has already been nominated.

(b) if so, the principle followed by the Government in selecting that representative ?

(b) The representative character of the Unions to represent the interests of the port workers was carefully considered by Government.



A.J.C.
15-10-54.

M.S.R.
15-10-54.

To the Madras Legislature (Assembly) Sectt. (5 copies).
To the P.A. to M(W) with a note and two Statements.
To the Public (Election) Deptt. (2 copies).
Copy for file with copy of note and two Statements.

P.W.D. U.O.No.76483 F/54-1
dated 20-10-1954.

3-JAN 1955

GOVERNMENT OF MADRAS
Public Works Department.

U.O.Note No.98211-B/54-1 dated 30th December 1954.

Subject:-Legislative Assembly Proceedings - Extracts regarding questions and answers for further action on supplementary questions

Reference:-U.O.Note No.2712/54-4 Public (Elections-III) dated 20-12-54.

Extracts from the manuscript proceedings of the Legislative Assembly dated the 4th, 6th, 7th and the 8th December 1954 relating to starred and short notice questions received with the U.O. note cited may be given to E, I, P, M and F sections for necessary action.

D.Amalorpavanathan,
Assistant Secretary to Government.

To Section E (with enclosure)
I "
P "
M "
F "

Forwarded/By order

Superintendent.
31-12-54.

Labour representation in the Mangalore Port Trust Board.

141

*187 *Q.*—SRI K. P. GOPALAN : Will the Hon. the Minister for Public Works be pleased to state—

(*a*) whether it is a fact that the Government propose to nominate a labour representative on the Mangalore Port Trust Board; and

(*b*) if so, the principle followed by the Government in selecting that representative?

PUBLIC [illegible] R.

A [illegible] R.

(a) Yes, Sir, one has already been nominated.

(b) The representative character [illegible] to be given to the right [illegible] of the port workers was carefully considered by Government.

A.J. [illegible]

(Addl. Secretary)
Officiating Secretary to Government.

*Q. 141. Put and answered.

SRI K.P. GOPALAN: Sir, as there is a Registered Union affiliated to the A.I.T.U.C. and as an overwhelming majority of the port workers are in that Union, may I know why Government have not selected a representative from that Union?

THE HON. SRI SHANMUGA RAJESWARA SETHUPATHI: Yes, there are three Unions and the Collector has recommended one from the Port Workers' Union of Bandar and that has been agreed to by the Labour Commissioner. As such, he has been appointed.

(K)

P.W.D. (F-1)

Trustees of the Port of Mangalore.

Nominated

Official

(1) Sri V. Seetharama Servai, Collector of South Kanara, Ex-Officio Chairman.

(2) Sri E.V. Mahmood, Superintendent of Central Excise, Mangalore Circle (Representative of Excise Department), Mangalore.

(3) Sri K.N. Krishnan, District Traffic Superintend Southern Railway, Podanur. (Representative of Southern Railway)

Non-Official

(4) Person engaged on sea borne trade.

Sri U. Subraya Mallia, President of the Mangalore Coffee and Produce Merchants' Association, Mangalore.

(5) Person engaged in sea borne trade.

Sri J.N.A. Hobbs, Manager, Peirce Leslie & Co., Ltd., Mangalore Branch, Mangalore.

(6) Representative of labour at the port.

Dr. K. Nagappa Alva, M.B.,B.S., President, Port Workers' Union, Bunder, Mangalore.

(7) Non-Statutory representative.

Sri M. Kunhammu, President, Canara Vessel Owners' Association, Mangalore.

Elected

Elected by the Mangalore Municipal Council.

(8) Sri B.S. Bhasker Rai.

(9) Sri B.R. Karkera.

Elected by the Kanara Chamber of Commerce.

(10) Sri V.S. Kudva.

(11) Sri A. Umanath Rao.

(12) Sri M. Srinivasa Nayak.

(13) Sri T. Annappa Nayak.

Elected by the Western India Tiles Manufacturers' Association.

(14) Sri F.X.D. Pinto.

(15) Sri G.R. Pandit.

—

12/10/54

13/10/54

76483

Madras Legis. I-3—10,003—19-5-54.

SECRETARIAT OF THE MADRAS LEGISLATURE,
GOVERNMENT ESTATE, MOUNT ROAD,
Madras, dated the 26/9/ *1954.*

29 SEP 1954
PUBLIC WORKS DEPARTMENT

QUESTION No. 387 for the next meeting of the Legislative Assembly to ~~be held on the~~ ~~1954~~.

Two copies of this question are forwarded to the Public Works Department.

The question has been admitted.

26/9/54.
26/9/54.

27/9/54

To

The Public Works Department.

M.o.W.o. 8548/54-16 R.L
27-9-54.

P.W.(F-1).

The Legislative Assembly Starred Question on page 1 c.f. may be perused. An advance copy of the question has been circulated to M(W) for information.

2. The question refers to the nomination of a person to represent 'Labour' on the Mangalore Port Trust Board.

3. Under Section 5 of the Mangalore Port Trust Act, 1953, the Mangalore Port Trust Board shall consist of such number of Trustees, not being less than thirteen (13) or more than seventeen (17), including the chairman and vice-chairman, as the State Govt. may notify. The distribution of the

seats on the Trust Board shall be made on the following basis:-

Elected Trustees:

1. } Two shall be elected by the Mangalore
2. } Municipal Council.

3. }
4. } Four shall be elected by the Kanara
5. } Chamber of Commerce.
6. }

7. } Two shall be elected by the Western
8. } India Tiles Manufacturers' Association.

Nominated Trustees:

The remaining trustees upto a maximum of nine, depending upon the total strength of the Trust Board, as notified by the State Government, shall be nominated by the State Government, with due regard to the following principles:

(1) Not more than one-third of the total number of trustees on the Trust Board as notified by the State Govt. shall be Govt. officials.

(2) Two shall be persons engaged in sea-borne trade.

(3) One shall be a representative of labour at the port (nominated from a panel of representatives elected by the various registered trade unions of workers at the port).

4. Under Section 5 of the Act, the State Govt. have notified that the Mangalore Port Trust Board shall consist of 15 Trustees (at present). They have also decided that the distribution of the seats to the various interests at the port shall be as follows:-

Elected Trustees:

1. } Two persons elected by the Municipal
2. } Council, Mangalore.

3. }
4. } Four persons elected by the Kanara
5. } Chamber of Commerce.
6. }

7. } Two persons elected by the Western
8. } India Tiles Manufacturers' Association.

Nominated Trustees.

(a) Officials (3)

(9) The Collector of South Kanara - Ex-officio Chairman.

(10) A representative of the Southern Railway.

(11) A representative of the Central Excise Department.

(b) Non-officials (4).

(12) A representative of Labour.

(13) } Two persons engaged in sea-borne trade.
(14) } One of these two seats to be given to a representative of the Mangalore Coffee and Produce Merchants Association.

(15) One to represent by rotation

(a) Sailing Vessel Owners' Association.

(b) South Kanara Master Printers' Association.

(c) Shipping Interests.

The above distribution has been made on the analogy of the distribution made in the cases of the Tuticorin and Madras Port Trust Boards. It will be observed that no interest which is not directly connected with the administration of the port has been given representation on the Trust Board.

5. All the elective trustees have been elected by the bodies concerned, and all the nominee trustees have been nominated by the State Govt. A complete list of the Trustees is put up at (K). The Mangalore Port Trust Board was constituted with effect from the 1st October 1954 and it has taken over the administration of the Port from the Port conservancy Board with effect from the aforesaid date. The trustees of the Port will hold office for a period of two years from the date of election or nomination.

6. As regards the non-official nominee trustee the Govt. first requested the Collector of South Kanara to suggest suitable persons for nomination to the Trust Board. Based on the recommendations the Govt. finally nominated the non-official trustees of the Port. The following is the basis on which the nominations were made.

(1) Representative of Labour. Under Section 6(3) of the Mangalore Port Trust Act, the State Govt. will have to appoint one trustee from a panel consisting of persons elected by trade unions of workers at the port, which have been registered under the Indian Trade Unions Act, 1926 (Central Act XVI of 1926), the members for the time being of each of the unions being entitled to elect one person to the panel at a meeting of the union held in accordance with its rules as then in force. There are, three Trade unions of workers at Mangalore viz:

(1) The Port workers' Union, Bunder, Mangalore.

(2) The Bunder Workers' Union, Mangalore.

(3) The South Kanara Commercial Employees Association, Mangalore.

The strength of the unions, the date of their registration, number of members etc. as furnished by the Collector are tabulated in the statement on page 203 of (8) - G.O. No. 2116 P.W. & D. 14-6-54

The Collector stated that the South Kanara Commercial Employees Association cannot be considered as a Union of workers referred to. As regards the other two Unions, the Collector stated that though the Port workers Union was registered only on 1-5-54, it was in existence from in 1953 and that the membership of the union is on the increase. He also stated that it is this union which consists of mostly the

p.t.

P.W.D.(F.)
76483F/54.

2560
16/K

workers directly engaged in the activities of the port and accordingly recommended that Dr. K.Nagappa Alva, the President of the Union, may be nominated to the Trust Board. The Commissioner of Labour who was consulted in the matter supported the recommendation of the Collector. The recommendation of the Collector supported by ILC also, was accepted and Dr. K. Nagappa Alva, President of the Port Workers' Union was nominated to the Trust Board.

7. Based on what has been stated in para 6 above a draft answer to the Assembly question is submitted below. Paras 2-6 above, the statements at (K) and at page 243 c.f. of (S) may form the note for answering any supplementary questions.

8. The file may be circulated to M(W) for approval of the draft answer.

DWS 14/10/54

A.J.chan 15.10.54 A.S., P.W.D

11.10 14.10.54

Though the Bunder Workers Union has more members on its rolls, the Port Workers Union consists mostly of members directly engaged in the activities of the Port. That is the reason for Port Workers Union being preferred

M.S.Rao 15/10/54

M(W) [illegible] 19/10

Issued as U.O. No. 76483F/54.1 on 20.10.54.

18 OCT 1954
PUBLIC WORKS DEPARTMENT

PWD (Fi) 764 85

Re L.A. question on p1 cg has been answered in the Assembly on 8-12-54. No file may lie one till the printed proceedings are received.

13.12.54

DM
11/12/54

13.12.54

From PWD (B) Secty Madras O.O. No
No. 98311 B/54-1 dt 30-12-54.

Please see on p11 cg. the manuscript copy of the proceedings of the Madras Legislative Assembly meeting of the 8th Dec. 1954 relating to the Assembly question on p1 cg. No action appears called for on the supplementary question and the reply thereto - vide 'A' on p11 cg. No file may therefore continue to lie one till the printed proceedings are received

DM
10/1/55

11.1.55

Extract of the Proceedings of the Madras Legislative Assembly held on 8th Dec.1955.

21475

THIRD ASST. SECRETARY 12 MAR 1955 DEPT. OF INDUSTRIES, LABOUR & CO-OPN.

ASST. SECRETARY TO GOVERNMENT 15 MAR 1955 PUBLIC WORKS

DLC 25673 M/55
12.3.55

8th December 1954]

Labour representation in the Mangalore Port Trust Board.

*141 Q.—SRI K. P. GOPALAN : Will the Hon. the Minister for Public Works be pleased to state—

(*a*) whether it is a fact that the Government propose to nominate a labour representative on the Mangalore Port Trust Board; and

(*b*) if so, the principle followed by the Government in selecting that representative?

THE HON. RAJA SRI SHANMUGA RAJESWARA SETHUPATHI :—" (*a*) Yes, Sir, one has already been nominated.

" (*b*) The representative character of the Unions to represent the interests of the port workers was carefully considered by Government."

SRI K. P. GOPALAN :—" Sir, as there is a registered union affiliated to the A.I.T.U.C. and as an overwhelming majority of the port workers are in that union, may I know why Government have not selected a representative from that union?"

THE HON. RAJA SRI SHANMUGA RAJESWARA SETHUPATHI :—" Yes, there are three unions and the Collector has recommended one from the Port Workers' Union of Bandar and that has been agreed to by the Labour Commissioner. As such, he has been appointed."

12/3/55

DLC(M)

P.W.D. No.

14/3/55 14.3.55

14/3/55

PWD (F.I.)

DLC No. 25673 M III/55-1

14 3 55

86/1913

The printed proceedings of the Legislature Assembly relating to the L.A. question on p.i.q. may be perused. No further action is called for on the supplementary questions or on the replies given to them. The file may now be closed and the papers recorded in a G.O.

G.O.Ms.No. 1053 P.W. dt 19.3.55

December 1954 — Mangalore Port Trust Board — Labour Representative — Nomination

16/3/55

16/3/55

17.3.55

17.3.55